IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 2362 of 2000

For Approval and Signature:

Hon'ble MR.JUSTICE M.S.SHAH

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

PUNAM COURERS & TRANSPORT PVT LTD

Versus

STATE OF GUJARAT

Appearance:

MR GM JOSHI for Petitioners

MR AD OZA, GOVERNMENT PLEADER for Respondent No. 1

UNSERVED-REFUSED (R) for Respondent No. 2, 3

CORAM : MR.JUSTICE M.S.SHAH

Date of decision: 28/09/2000

ORAL JUDGEMENT

In this petition under Article 226 of the Constitution, the grievance made by the petitioner was against the order dated 30.11.1999 passed by the Consumers Disputes Redressal Forum at Baroda in Application No. 168/97. The second prayer was to direct the State Government to appoint the President and Member

of the State Commission for redressal of consumer disputes at Ahmedabad.

2. After the orders dated 31.8.2000 and 11.9.2000, affidavit in reply dated 28.9.2000 has been filed by Mr M.I. Patadia, Deputy Secretary, Food, Civil Supplies & Consumer Affairs Department stating that by notification dated 15.9.2000 a sitting Judge of this Court (Hon'ble Mr Justice M.S. Parikh) has been appointed as President of the Gujarat State Consumer Disputes Redressal Commission and that one member Smt Hitashreeben J Bhatt was appointed on 17.5.2000 and that the another member of the Commission will now be appointed on the recommendations of the selection committee consisting of the President of the State Commission, Secretary of the Legal Department and the Secretary of the Food, Civil Supplies and Consumer Affairs Department.

3. In view of the above developments, it is not necessary to keep this petition pending. The petition is accordingly disposed of on the ground that the petitioner will now have an equally efficacious alternative remedy of approaching the Gujarat State Consumers Disputes Redressal Forum from tomorrow.

Rule is discharged. Ad-interim relief granted earlier shall continue till 20.10.2000 in order to enable the petitioner to approach the Commission.

September 28, 2000 (M.S. Shah, J.)
sundar/-